UNITED STATES DISTRICT COURT DISTRICT OF MASSACHUSETTS

KEVIN F. HUDOCK,

Plaintiff,

v.

Civil Action No. 04-CV-12117-GAO

WOODS HOLE OCEANOGRAPHIC INSTITUTION,

Defendant.

CERTIFICATION OF DEFENDANT PURSUANT TO LOCAL RULE 16.1(D)

Pursuant to Local Rule 16.1(D), Defendant Woods Hole Oceanographic Institution and its attorney hereby certify that they have conferred (1) with a view to establishing a budget for the costs of conducting the full course – and various alternative courses – of this litigation; and (2) to consider the resolution of this litigation through the use of alternative dispute resolution programs such as those outlined in LR 16.4.

WOODS HOLE OCEANOGRAPHIC INSTITUTION

Attorney for Defendant

/s/ Kathleen P. LaBernz

/s/ Robert M. Hale

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Dated: May 10, 2005

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